



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#4

Application Serial No. .... 09/921,944  
Filing Date ..... August 2, 2001  
Inventor ..... Gao, J.  
Assignee ..... Battelle Memorial Institute  
Group Art Unit ..... Not yet assigned  
Examiner ..... Not yet assigned  
Attorney's Docket No. .... E-1823 CIP  
Title: Isolated Yeast Promoter Sequence and a Method of Regulated Heterologous  
Expression

**STATEMENT IN ACCORDANCE WITH 37 CFR 1.825(a) & (b)**

To:           Box SEQUENCE  
              Assistant Commissioner for Patents  
              Washington, D.C. 20231

From:       Jennifer J. Taylor, Ph.D. (Tel. 509-624-4276; Fax 509-838-3424)  
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I hereby state that the amendments, made in accordance with 37 CFR 1.825, included in the substitute sheets of the Sequence Listing, are supported by the application, as filed, at page 8, lines 18-32; at page 11, lines 6-13; and at Figure 5. I hereby state that the substitute sheets do not include new matter. I hereby state that the substitute computer readable form, submitted in accordance with 37 CFR 1.825(b), is the same as the amended sequence listing.

**EL 844054463**

Respectfully submitted,

Dated: December 6, 2001

By: Jennifer J. Taylor  
Jennifer J. Taylor, Ph.D.  
Reg. No. 48,711